

U.S. DISTRICT COURT
DISTRICT OF VERMONT
FILED

UNITED STATES DISTRICT COURT
DISTRICT OF VERMONT

2015 OCT -6 AM 11:35

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U.S. BANK NATIONAL ASSOCIATION,)
AS TRUSTEE FOR J.P. MORGAN)
MORTGAGE ACQUISITION TRUST 2006-)
NC1, ASSET BACKED PASS-THROUGH)
CERTIFICATES, SERIES 2006-NC1)
Plaintiff,)

v.)

Civil Action No. 5:15-CV-90

VERMONT MUTUAL INSURANCE)
COMPANY, CRAIG A. GEARY,)
ORESTES G. BROWN, ESQ., METAXAS)
BROWN PIDGEON, LLP, ROBERT H.)
KIDNEY and THOMAS P. GUNN,)
Defendants.)

ORDER

The Court has accepted the insurance proceeds of \$233,436.71 in dispute into the Registry of this Court, and therefore pursuant to the Parties' prior STIPULATION AND ORDER for Entry of Judgment on Vermont Mutual's Interpleader Action (Document 38) dated September 22, 2015, it is hereby ordered that:

1. Vermont Mutual Insurance Company ("Vermont Mutual") is dismissed as a party herein with prejudice and discharged from any and all further liability with respect to the foregoing insurance proceeds pursuant to 28 U.S.C. § 2361.
2. All other parties to this action are enjoined and restrained pursuant to 28 U.S.C. §2361 from instituting or prosecuting any proceeding in any State or United States Court against Vermont Mutual affecting the insurance proceeds of \$233,436.71, including but not limited to contesting Vermont Mutual's request that said insurance proceeds be paid into the Registry of this Court and held in an interest bearing account for future disbursement according to judgment of this Court.
3. All claims that other parties herein have asserted or ever could have asserted against Vermont Mutual or in connection with Vermont Mutual's Counterclaim and Cross-Claim in Interpleader are dismissed with prejudice.

4. All parties shall bear their own costs and fees in connection with claims against or by Vermont Mutual and shall not be responsible to any other party for any such costs or fees incurred in this proceeding.

SO ORDERED.

Dated in Rutland, in the District of Vermont, on this 6th day of October, 2015.

A handwritten signature in black ink, appearing to read 'G. W. Crawford', written over a horizontal line.

Geoffrey W. Crawford, U.S. District Judge